IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

MONDAY, THE EIGHTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

AND
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT APPEAL NO : 1732 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 01/10/2004 in WPMP No.23166/2004 in WP NO : 17667 OF 2004 on the file of the High Court.)

Between:

T. Varahalu, S/o. T. Lovaraju,
Pedasankarlapudi, Prattipadu Mandal, E.G.district.

..... APPELLANT

AND

1. The Govt of A.P., rep. by its Principal Secretary,
   Social Welfare (CV.2) Dept., Secretariat, Hyd.
2. The District Collector & Magistrate, E.G.district, Kakinada.
3. The Jt. Director of Agriculture, kakinada, E.G.District.

.....RESPONDENT(S)

Counsel for the Appellant:MR.K.SATYANARYANA MURTHY

Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court made the following :

O R D E R

(Per Sri Justice J.CHELAMESWAR)

Aggrieved by the refusal of the interim order in WPMP No.23166 of 2004 in W.P.No.17667 of 2004, dated 01.10.2004, the unsuccessful petitioner preferred this appeal.

The petitioner's community certificate was cancelled by the order impugned in the writ petition. In fact, in an earlier round of litigation a similar order such as the one impugned in the writ petition was challenged in Writ Petition No.7105 of 1989. This Court by its order dated 12.06.2000 allowed the writ petition setting aside the impugned order in the said writ petition and remitted the matter back to the first respondent for fresh enquiry. Consequent upon such order, a fresh enquiry was conducted and the impugned order in the present writ petition came to be passed.

Learned single Judge on consideration of the above mentioned material held that it is not a fit case to grant interim order and we find no infirmity in the order of the learned single Judge warranting interference in this appeal. The writ appeal is without merits and is accordingly dismissed at the stage of admission. There shall however be no order as to costs.

JUSTICE J.CHELAMESWAR

JUSTICE GODA RAGHURAM

8th NOVEMBER, 2004

PGS

To

1. The Govt of A.P., rep. by its Principal Secretary,
   Social Welfare (CV.2) Dept., Secretariat, Hyderabad.
2. The District Collector & Magistrate, E.G.district, Kakinada.
3. The Jt. Director of Agriculture, kakinada, E.G.District.

4. 2 CD copies

5. 2 CCs to the Government Pleader for Social Welfare,

High Court of A.P. Hyderabad (OUT)

THE HON'BLE MR JUSTICE J.CHELAMESWAR

AND
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT APPEAL NO : 1732 of 2004

(Per Sri Justice J.CHELAMESWAR)

8th NOVEMBER, 2004